

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA

PLAINTIFF

VS. CASE NO. 4:05-CV-00329 GKF (PJC)

TYSON FOODS, INC, ET AL

DEFENDANTS

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DEPOSITION OF
DONALD ALLEN

Taken Thursday, April 30th, 2009

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A P P E A R A N C E:

ON BEHALF OF THE PLAINTIFF:

M. DAVID RIGGS, ESQUIRE

RIGGS, ABNEY, NEAL, TURPEN, ORBISON
& LEWIS

502 West 6th Street

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Tulsa, Oklahoma 74119

ELIZABETH C. WARD, ESQUIRE

MOTLEY-RICE

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EXHIBIT

1 that has to do with the runoff of anything anywhere.
2 I have only the information that would be given to
3 me by a committee or a chairman of the committee
4 whose responsibility it was.

5 Q Okay.

6 A And I would have written this letter expressly
7 the way it was given to me and it would have been
8 approved by either the chairman of that committee or
9 my Board of Directors. I can't remember which, but
10 I don't have knowledge of those things and I never
11 tried to gain that knowledge.

12 Q Sure.

13 A So, I don't want someone to hang me up on
14 saying that I had knowledge of.

15 Q Point well taken.

16 A Okay.

17 Q The environmental committee -- I'm sorry.
18 Maybe I gave it a name it didn't have.

19 What committee provided you the information
20 which enabled you to say what you did about the
21 buildup and runoff of phosphorous in that water
22 shed?

23 A It would have been a committee of the companies
24 that we named in this letter -- the six companies.
25 Because they're the only ones who could make that